

Appl. No. 09/715,586
Atty. Docket No. 5922R2CL
Amdt. Dated November 12, 2004
Reply to Office Action dated August 25, 2004
Customer No. 27752

REMARKS

No amendments to the claims are presented by the instant response. Claims 1-12, 14-18, 41-52, 54-58, 66, 81, and 95-109 remain pending in the instant Application and are presented for the Examiner's review in light of the following comments.

The Examiner has indicated in the instant Office Action that in view of the Appeal Brief filed by Applicants on June 14, 2004, prosecution has been re-opened. At this time, Applicants take the opportunity to file a reply under 37 C.F.R. §1.111, since the Office Action is non-final in nature.

Rejection Under 35 U.S.C. §103

Claims 1-11, 14-18, 41-51, 54-58, 66, 81, 95-99, 101-107, and 109 have been rejected under 35 U.S.C. §103(a) over Wilbur, U.S. Patent No. 2,338,749 in view of Reed, et al., U.S. Patent No. 4,054,697, and further in view of the admitted prior art. Previous arguments made with respect to the Wilbur reference remain in effect but will not be repeated for the sake of brevity. Applicants respectfully traverse this rejection and request reconsideration and withdrawal of the Examiner's 35 U.S.C. §103(a) rejection based upon the following comments:

1. Applicants' independent Claims 41 and 95 each claims a storage wrap material comprising, *inter alia*, a sheet of non-porous material having a first active side and a second side wherein the active side further comprises an adhesive disposed continuously thereon.

2. As shown in Figs. 1-6 of the Wilbur reference, an adhesive is provided in a plurality of discontinuous pockets wherein an amount of adhesive is placed into a pocket; net, Figs. 1-6 of the Wilbur reference provide a non-porous material having an adhesive disposed discontinuously thereon.

3. Figs. 7 and 8 of the Wilbur reference provides a sheet material provided with a multiplicity of pin punctures that provides outstanding tubular burrs that are surrounded by a coating of permanently sticky or tacky adhesive; net, Figs. 7 and 8 of the Wilbur reference provide a porous material having an adhesive disposed continuously thereon.

4. The Examiner states that, "It would have been obvious to one of ordinary skill in the art to modify Wilbur's wrapper with Reed's coating of deformable particles...." (Aug. 15 Office Action, p. 4)

5. Thus, applying the deformable particles, as disclosed by Reed, upon the embodiments disclosed by the Wilbur reference would ostensibly provide a non-porous material having an adhesive disposed discontinuously thereon further having deformable particles disposed thereon. Alternatively, this could provide a porous material having an adhesive disposed continuously thereon and further having deformable particles deposited thereupon.

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6. Thus, the combination of the cited references is silent and does not even suggest providing a sheet of non-porous material having an adhesive continuously disposed thereon. Thus, the combination of the *Wilbur* and *Reed* references does not structurally read on the instantly claimed invention or teach essentially the same structure as the instant invention; net, the combination of the *Wilbur* and *Reed* references does not provide any suggestion or motivation to provide Applicants' claimed invention. In other words, the combination of the *Wilbur* and *Reed* references fails to disclose, teach, suggest, or render obvious every recited feature of Applicants' claimed invention. Applicants therefore request reconsideration and withdrawal of the Examiner's 35 U.S.C. §103(a) rejection to Applicants' independent Claims 41 and 95 and all the claims dependent thereon.

Conclusion

Based on all the foregoing, it is respectfully submitted that each of Applicants' remaining claims is in condition for allowance and favorable reconsideration is requested.

This response is timely filed pursuant to the provisions of 37 C.F.R. §1.8 and M.P.E.P. §512. If any additional charges are due, the Examiner is authorized to deduct such charges from Deposit Account No. 16-2480 in the name of The Procter & Gamble Company.

Respectfully submitted,

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